IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 8922 of 2004

Between:

Chandravamsam Kailasa Santho, S/o Gajendra Santho, Hindu,
R/o Sivannapet, Kurupam Mandalam, Vizianagaram District.

..... PETITIONER

AND

1 The Commissioner of Tribal Welfare, Government of Andhra Pradesh, Hyderabad.
2 The Convener, Ed-CET-2004, Andhra University, Visakhapatnam.
3 The Principal, CLS Naidu College, Palakonda, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in considering the case of the Petitioner for provisional admission into B.Ed Course in the Respondent No.3 College on the strength of his caste certificate dt. 21-3-1987 issued by the competent Authority pending enquiry by the Respondent No.1 in Memo No. 220/04/TRI-VC.2, dt. 19-3-2004 is highly arbitrary, unjust and contrary to Rules 19 and 21 R/w Sec. 21 of A.P. (SC, ST & BCs) Regulation of Issue of Community Certificatre Act, 1993 and Rules 1997, and also contrary to the Judgments of Apex Court and this Hon'ble Court in 1997 (7) SCC 505, R. Kandaswamy VS. Chief Engineer, Madras Fort Trust and 1999 (3) AL TP.683 respectively and consequently direct the respondents to allow the petitioner to prosecute his B.Ed course in the interest of justice

Counsel for the Petitioner: MRP.RAJASEKHAR

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court made the following:

HONOURABEL SRI JUSTICE V.ESWARAIAH

WRIT PETITION No. 8922 of 2004

ORDER:

When the matter is taken up for hearing, the learned counsel for both the parties have submitted that the Caste Certificate granted to the petitioner by the Mandal Revenue Officer, Kurupam, was cancelled. However, the period of the provisional admission sought for into B.Ed., Course was also over.

In view of the submissions made by the learned counsel for both the parties and inasmuch as the subject matter of the writ petition does not survive, the writ petition has become infructuous.

Accordingly, the writ petition is dismissed as infructuous. No costs.

March 30, 2005

Kvr

To

1 The Commissioner of Tribal Welfare, Government of Andhra Pradesh, Hyderabad.
2 The Convener, Ed-CET-2004, Andhra University, Visakhapatnam.
3 The Principal, CLS Naidu College, Palakonda, Srikakulam District.

4 Two C.Cs to the GP for Social Welfare, AP High Court

Buildings, High Court of AP., Hyderabad (o.u.t.)

4 Two C.D.Copies.